

Message Text

SECRET

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16

ACTION EA-14

INFO OCT-01 EUR-25 ADP-00 CIAE-00 DODE-00 PM-09 H-02

INR-10 L-03 NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15

USIA-12 IO-12 OMB-01 DPW-01 RSR-01 /121 W
----- 073943

R 301337 Z APR 73

FM AMEMBASSY SAIGON

TO SECSTATE WASHDC 0987

INFO AMEMBASSY BUDAPEST

AMEMBASSY JAKARTA

USDEL JEC PARIS

AMEMBASSY OTTAWA

AMEMBASSY WARSAW

S E C R E T SAIGON 7519

E. O. 11652: N/A

TAGS: PINT PINS VS

SUBJECT: III CORPS COMMANDERS TOLD HOW TO HANDLE ICCS

FOLLOWING TELEGRAM RECEIVED FROM AMCONSUL BIEN HOA APRIL 27, 1973
REPEATED FOR YOUR INFO.

QUOTE:

R 270550 Z APR 73

FM AMCONSUL BIEN HOA

TO AMEMBASSY SAIGON 107

S E C R E T BIEN HOA 0096

SUBJ: III CORPS COMMANDERS TOLD HOW TO HANDLE ICCS

E. O. 11652: GDS

1 AFTER ENCOURAGEMENT AND GUIDANCE FROM THE CONSUL GENERAL, III
CORPS CG LTG NGUYEN VAN MINH ISSUED A DIRECTIVE TO HIS ARVN
COMMANDERS AND PROVINCE CHIEFS, INSTRUCTING THEM ON HOW TO
REQUEST

AND FACILITATE AN ICCS INVESTIGATION.

2. TEXT FOLLOWS: " IN ORDER THAT THE ICCS MAY CONDUCT FAVORABLE
INSPECTIONS AT THE SITES OF NVA VIOLATIONS AGAINST THE CEASE- FIRE,
HQ III CORPS AND MR 3 WOULD LIKE TO EMPHASIZE THAT YOU TAKE

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APPROPRIATE STEPS AND USE THE PROPER PROCEDURE WHEN A REQUEST IS SUBMITTED TO THE ICCS FOR AN INVESTIGATION.

"1. NECESSARY FACTORS FOR A REQUEST TO INVESTIGATE INCLUDE:

A. THE VIOLATION IS AN OVERT MILITARY ATTACK (IT IS IMPOSSIBLE FOR THE ICCS TO INVESTIGATE TERRORIST ACTS UNLESS THE CULPRIT IS DETAINED).

B. THERE IS CONCRETE PROOF THAT THE NVA OR THE VC HAVE COMMITTED THE VIOLATION (FOR EXAMPLE: UNIFORMS ON CAPTURED OR KILLED SOLDIERS).

C. THE INVESTIGATION MAY BE CONDUCTED IN AN AREA WHERE ICCS MEMBERS WILL INCUR NO SIGNIFICANT PERSONAL RISKS.

D. THE VIOLATIONS TAKE PLACE IN AN AREA WHERE THE INVESTIGATION MAY BE HELD IMMEDIATELY AFTER THE VIOLATION.

E. THERE ARE AUTHORIZED WITNESSES AVAILABLE FOR INTERVIEWS.

F. THERE ARE NO FABRICATIONS OF SITES AND FACTS.

"2. NECESSARY CONDITIONS DURING AN INVESTIGATION INCLUDE:

A. ICCS INVESTIGATING TEAMS SHOULD NOT MAKE CONTACT WITH THE GENERAL POPULATION, AS THIS MAY CREATE A DANGEROUS SITUATION.

B. ICCS TEAMS ARE AUTHORIZED TO INTERVIEW WITNESSES.

C. LOCAL AUTHORITIES WILL PREPARE AND SUBMIT A FORMAL REPORT TO THE ICCS TEAM.

D. PROVIDE ICCS TEAMS WITH FACT SHEETS CONSISTING OF APPROPRIATE FACTORS, FOR EXAMPLE: NUMBER AND NAMES OF CASUALTIES, TIME OF ATTACK AND UNIT ATTACKED.

E. ALL OF THE PROOFS OF THE VIOLATION, SUCH AS FRAGMENTS, BODIES AND WEAPONS, MUST BE LEFT UNTOUCHED.

F. THE INVESTIGATION AREA MUST BE TEMPORARILY BLOCKED OFF. NO ONE WILL BE PERMITTED TO ENTER THE AREA UNTIL THE ICCS TEAM ARRIVES, IN ORDER TO PROTECT THE EVIDENCE OF THE COMMUNIST VIOLATIONS." END TEXT.

WALKINSHAW UNQUOTE:

BUNKER

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NMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** SECRET

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts:
Control Number: n/a
Copy: SINGLE
Draft Date: 30 APR 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: willialc
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973SAIGON07519
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: RR
Errors: n/a
Film Number: n/a
From: SAIGON
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730452/aaaaixnd.tel
Line Count: 98
Locator: TEXT ON-LINE
Office: ACTION EA
Original Classification: SECRET
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: SECRET
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: willialc
Review Comment: n/a
Review Content Flags:
Review Date: 23 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23-Aug-2001 by shawdg>; APPROVED <01-Oct-2001 by willialc>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> gwr 980203
Subject: III CORPS COMMANDERS TOLD HOW TO HANDLE ICCS
TAGS: PINS, PINT, VS, PINT
To: BUDAPEST
EA
JAKARTA
JEC PARIS
OTTAWA
SECSTATE WASHDC
WARSAW

Type: TE

Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005